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USNRC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'83 DEC 27 A11:07

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)
DUKE POWER COMPANY, et al.)
(Catawba Nuclear Station)
Units 1 and 2))

Docket No. 50-413
50-414

APPLICANTS' FIRST ROUND OF INTERROGATORIES AND REQUESTS
TO PRODUCE TO CAROLINA ENVIRONMENTAL STUDY GROUP
AND PALMETTO ALLIANCE REGARDING PALMETTO ALLIANCE'S
AND CAROLINA ENVIRONMENTAL STUDY GROUP'S
EMERGENCY PLANNING CONTENTIONS 1,3,6,7,8,9,11,14,15, AND 18

Pursuant to 10 C.F.R. §§2.740b and 2.741, Duke Power Company, et al.
("Applicants") hereby serve Applicants' Interrogatories and Requests to
Produce upon Intervenor Palmetto Alliance and Carolina Environmental Study
Group ("CESG") regarding Emergency Planning Contentions 1, 3, 6, 7, 8, 9,
11, 14, 15, and 18.

Each interrogatory shall be answered fully in writing, under oath or
affirmation, and include all pertinent information known to CESG/Palmetto
Alliance, its officers, directors, or members as well as any pertinent
information known to its employees, advisors, representatives or counsel. In
any case in which the answer by CESG is different from the answer by
Palmetto Alliance, separate answers should be provided. Each request to
produce applies to pertinent documents which are in the possession, custody
or control of CESG/Palmetto Alliance, its officers, directors or members as
well as its employees, advisors, representatives or counsel. In answering
each interrogatory and in responding to each request, recite the
interrogatory or request preceding each answer or response.

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These interrogatories and requests shall be continuing in nature. Thus, any time CESG/Palmetto Alliance obtains information which renders any previous response incorrect or indicates that a response was incorrect when made, CESG/Palmetto Alliance should supplement its previous response to the appropriate interrogatory or request to produce. CESG/Palmetto Alliance should also supplement its responses as necessary with respect to identification of each person expected to be called at the hearing as a witness, the subject matter of his or her testimony, and the substance of that testimony. Applicants are particularly interested in the names and areas of expertise or factual knowledge of CESG/Palmetto Alliance witnesses, if any. The term "documents" shall include any writings, drawings, graphs, charts, photographs, and other data compilations from which information can be obtained. We request that at a date or dates (within the time provided for discovery) to be agreed upon, CESG/Palmetto Alliance make available for inspection and copying all documents subject to the requests set forth below.

REQUESTS FOR DOCUMENTS

Pursuant to 10 C.F.R. §2.741, Applicants request CESG and Palmetto Alliance by and through their representative or attorney to make available for inspection and copying, at a time and location to be designated, any and all documents of whatsoever description identified in the responses to the Applicants' interrogatories below; including, but not limited to:

- (1) any written record of any oral communication between or among Intervenors, their advisors, consultants, agents, attorneys, and/or any other

- persons, including but not limited to the NRC Staff, the Applicants, and their advisors, consultants, agents, attorneys and/or any other persons; and
- (2) any documents, correspondence, letters, memoranda, notes, diagrams, reports, charts, photographs, or any other writing of whatsoever description, including but not limited to work papers, prior drafts, and notes of meetings.

If CESG or Palmetto Alliance maintains that some documents should not be made available for inspection, they should specify the documents and explain why such are not being made available. This requirement extends to any such documents, described above, in the possession of CESG or Palmetto Alliance, their advisors, consultants, representatives, or attorneys.

INTERROGATORIES

Pursuant to 10 C.F.R. §2.740b, the Applicants request CESG and Palmetto Alliance by and through their representatives or attorneys to answer separately and fully in writing, under oath or affirmation, by persons having knowledge of the information requested, the following interrogatories as to each of the Emergency Planning Contentions admitted as an issue in controversy in this proceeding.

1. State the full name, address, occupation and employer of each person answering the interrogatories and designate the interrogatory or the part thereof he or she answered.

2. Identify each and every person you plan to call or are considering calling as a witness at the hearing in this matter on this contention, and with respect to each such person:
 - a. State the substance of the facts and opinions to which the witness is expected to testify;
 - b. Give a summary of the grounds for each opinion; and
 - c. Describe the witness's educational and professional background.
3. Is the contention based on one or more studies (including calculations and analyses)?
 - a. Describe each study and identify any documents setting forth such study.
 - b. Indicate who performed each study.
 - c. Indicate when each study was performed.
 - d. Describe each parameter used in such study and each value assigned to the parameter, and describe the source of your data.
 - e. Indicate the results of each study.
 - f. Explain in detail how each study provides a basis for the issue.
4. Is the contention based upon conversations, consultations, correspondence or any other type of communications with one or more individual? If so:
 - a. Identify by name and address each such individual.
 - b. State the educational and professional background of each such individual, including occupation and institutional affiliations.
 - c. Describe the nature of each communication with

such individual, when it occurred, and identify all other individuals involved.

- d. Describe the information received from such individuals and explain how it provides a basis for the issue.
- e. Identify each letter, memorandum, tape, note or other record related to each conversation, consultation, correspondence, or other communication with such individual.

Respectfully submitted,

J. Michael McGarry, III

J. Michael McGarry, III
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December 22, 1983

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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

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In the Matter of)
DUKE POWER COMPANY, et al.)
(Catawba Nuclear Station)
Units 1 and 2))

Docket No. 50-413
50-414

CERTIFICATE OF SERVICE

I hereby certify that copies of "Applicants' First Round Of Interrogatories and Requests To Produce to Carolina Environmental Study Group And Palmetto Alliance Regarding Palmetto Alliance's and Carolina Environmental Study Group's Emergency Planning Contentions 1,3,6,7,8,9,11,14,15, And 18" in the above captioned matter have been served upon the following by deposit in the United States mail this 22nd day of December, 1983.

James L. Kelley, Chairman
Atomic Safety and Licensing Board
Panel
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dr. Paul W. Purdom
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Dr. Richard F. Foster
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Chairman
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DUKE POWER COMPANY

LEGAL DEPARTMENT

P. O. Box 33189

CHARLOTTE, N. C. 28242

December 22, 1983

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OFFICE OF SECRETARY
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BRANCH

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LEWIS F. CAMP, JR.
WILLIAM I. WARD, JR.
RAYMOND A. JOLLY, JR.
WILLIAM LARRY PORTER
W. WALLACE GREGORY, JR.
JOHN E. LANSCH
RONALD V. SHEARIN
W. EDWARD POE, JR.
ELLEN T. RUFF
ALBERT V. CARR, JR.
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Charlotte, North Carolina 28207

Re: Duke Power Company, et al. (Catawba Nuclear Station,
Units 1 and 2), Docket Nos. 50-413 and 50-414

Gentlemen:

Enclosed are our initial interrogatories on emergency planning contentions. Through these general interrogatories, we are seeking information on anticipated witnesses and documents to be relied upon as to each contention so that we can pursue further discovery and begin preparation for trial.

As indicated in our letter to you of December 9, 1983, we have available for your review, inspection, and/or copying a number of documents requested at our informal discovery conference. Please advise us as to when you would like to review these documents.

Very truly yours,

Ronald V. Shearin

Ronald V. Shearin
Assistant General Counsel

RVS/dm
Encl.

c: Service List

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